

Assembly Bill No. 776

Passed the Assembly August 24, 2002

Chief Clerk of the Assembly

Passed the Senate August 20, 2002

Secretary of the Senate

This bill was received by the Governor this _____ day of
_____, 2002, at _____ o'clock __M.

Private Secretary of the Governor

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CHAPTER _____

An act to amend Section 48 of the Fairfield-Suisun Sewer District Act (Chapter 303 of the Statutes of 1951), relating to the Fairfield-Suisun Sewer District.

LEGISLATIVE COUNSEL'S DIGEST

AB 776, Thomson. Fairfield-Suisun Sewer District.

(1) The Fairfield-Suisun Sewer District Act creates the Fairfield-Suisun Sewer District and grants to the district various powers relating to the treatment and disposal of sewage. The act, with certain exceptions, prohibits the district from contracting for the disposal of any sewage emanating from outside the district.

This bill, subject to certain exceptions provided for under existing law, would prohibit the district from accepting or contracting for the disposal of sewage emanating from outside the district. The bill, in addition, would authorize the district to accept and contract for the disposal of sewage emanating from buildings outside the district that are connected to the district's sewage treatment system on March 1, 2002. The bill also would authorize the district to contract with Solano County or another public entity for the disposal of sewage emanating from buildings outside the district if the board of the district makes a certain determination.

The bill would, provide that every user that is connected to the district's sewage treatment system is subject to the district's ordinances. Because a violation of the district's wastewater discharge ordinance is a crime, this bill would impose a state-mandated local program to the extent that it expands the scope of an existing crime.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.



The people of the State of California do enact as follows:

SECTION 1. Section 48 of the Fairfield-Suisun Sewer District Act (Chapter 303, Statutes of 1951) is amended to read:

Sec. 48. (a) Except as otherwise provided in subdivisions (b) and (c), the district may not accept or contract for the disposal of any sewage emanating from outside the district except sewage from public buildings or buildings of a public utility subject to regulation by the Public Utilities Commission.

(b) The district may accept and contract for the disposal of sewage emanating from buildings outside the district if those buildings are connected to the district's sewage treatment system on March 1, 2002.

(c) Pursuant to Section 56133 of the Government Code, the district may contract with Solano County or another public entity for the disposal of sewage emanating from buildings outside the district if the board of the district determines that the contract furthers the protection of public health and safety and is in the best interests of the district.

(d) Every user that is connected to the district's sewage treatment system is subject to the district's ordinances, resolutions, and other laws.

SEC. 2. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.



Approved _____, 2002

Governor

